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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/939,816) Confirmation No.: 2827
Applicant(s): Elliott FARBER) TC/A.U.: 1617
Filed: August 27, 2001) Examiner: S. Sharareh
Title: Flexible Applicator for Applying)
Oil-In-Water Emulsion with)
Improved Stability)
Docket No.: 69273-0011
Customer No.: 24633

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT TRANSMITTAL

Sir:

Transmitted herewith for filing an **Amendment After Final Rejection**, in response to the Office Action mailed June 3, 2004.

- ☒ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
☐ Other: Terminal Disclaimer
☒ Applicant petitions for an extension of time, the fees for which are set forth in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months</u> <u>Requested</u>	<u>Fee for</u> <u>Extension of Time</u>
<input checked="" type="checkbox"/> one month	\$ 55.00
<input type="checkbox"/> two months	\$ 215.00
<input type="checkbox"/> three months	\$ 490.00

Extension of time fee due with this request: **\$ 55.00**

If an additional extension of time is required, please consider this a Petition therefor.

Application No. 09/939,816

Amendment dated **October 4, 2004** = **Monday** / October 3, 2004 = Sunday

Reply to Office Action mailed June 3, 2004

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE
TOTAL	19	MINUS	76	= 0	x 18 =	\$.00
INDEP.	4	MINUS	7	= 0	x 84 =	\$.00
One Month Extension of Time						\$ 55.00
TOTAL						\$ 55.00

☐ No additional fee is required.

☐ Check No. _____ in the amount of \$ _____ is attached (for Petition for Extension of Time and Terminal Disclaimer Fees).

☒ Please charge my Deposit Account No. 50-1349 the amount of \$55.00.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1349.

☒ Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

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By: _____

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Date: October 4, 2004



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**RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1617**

PATENT
Attorney Docket: 69273-0011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Elliott FARBER

Application No. 09/939,816

Filed: August 27, 2001

For: Flexible Applicator for Applying
Oil-in-Water Emulsion with Improved
Stability

)
) Art Unit: 1617
)
) Examiner: S. Sharareh
)
) **Confirmation No. 2827**
)
)
)

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. §1.116

Sir:

Responsive to the Office Action mailed June 3, 2004, Applicant respectfully requests amendment of the application as follows:

Amendments to the claims are reflected in the listing of claims, which begins on page 2 of this paper;

Remarks/Arguments begin on page 9 of this paper.

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